

HEI-2150



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05/24/2007 01:01 AM

To <Diana.Wood@stb.dot.gov>

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bcc

Subject AB 600 sub 1X, YILA, section 106 condition

To: Ms. Wood, SEA

Preservation of this corridor is complicated in that YILA has to satisfy a series of lienholders before County can accept title, and YILA needs to employ funds from WSDOT and County it expects in a property closing in order to satisfy the lienholders. The lienholders basically are on board, but are now expecting closing. In order to keep some from jumping ship, YILA and County are considering a two-stage closing. In the first stage, County would pay YILA, accepting a deed to all properties except those covered by the section 106 condition. Based on Mr. Holter's March 2, 2007, letter, we understand that to mean any interest of YILA in the Naches Depot (which I understand YILA leases to Town of Naches), the Wapatox Canal and wasteway (we do not believe YILA has any interest in that), the Naches Flume (similar), and YILA Bridge 4.1. As soon as the section 106 condition is released, we would accept a deed that includes the entire property (no exclusion for those four). We believe this honors the condition barring alienation of any interest in property eligible for the National Register. Would you guys have any objection if we took this approach? Our concern is that the lienholders, finally on board, are not upset in their expectations.

Please let me know if you have concerns asap. Thanks.